

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
BIG STONE GAP DIVISION**

<b>ELIZABETH BELL PARTON,</b>	)	
	)	
Plaintiff,	)	Case No. 2:21CV00019
	)	
v.	)	<b>ORDER</b>
	)	
<b>KILOLO KIJAKAZI,</b>	)	JUDGE JAMES P. JONES
<b>ACTING COMMISSIONER</b>	)	
<b>OF SOCIAL SECURITY,</b>	)	
	)	
Defendant.	)	

It appearing that no objections have been timely filed to the Report filed September 2, 2022, setting forth the findings and recommendations of the magistrate judge, it is **ORDERED** as follows:

1. The Report and its findings and recommendations are wholly ACCEPTED and APPROVED;
2. The motions for summary judgment by the plaintiff and defendant are DENIED; and
3. The final decision of the Commissioner of Social Security is VACATED and this action is REMANDED to the Commissioner pursuant to the fourth sentence of 42 U.S.C. § 405(g) for further consideration in accord with the Report.

ENTER: September 28, 2022

/s/ JAMES P. JONES  
Senior United States District Judge